



City Council Meeting Action Agenda June 15, 2015 Council Chambers, First Floor

Present:

Mayor William V. Bell.
Mayor Pro Tempore Cora Cole-McFadden and Council Members
Eugene Brown
Diane Catotti
Eddie Davis
Don Moffitt
Steve Schewel

Absent: None

Disclaimer: All information on the website is subject to tampering and unauthorized changes without the knowledge of the City of Durham. Minutes are available after City Council approval. Contact the City Clerk's Office at 919-560-4166.

[Consent Agenda]

1. Audit Services Oversight Committee – Reappointment

To reappoint Kim E. Anglin to the Audit Services Oversight Committee representing a Certified Public Accountant with the term to expire on June 30, 2019. [Approved by Vote: 7/0]

(Due to the term expiring on Kim E. Anglin)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10481](#))

2. Durham Open Space and Trails Commission – Reappointment

To reappoint Sunny Carrington-Hahn to the Durham Open Space and Trails Commission with the term to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the term expiring of Sunny Carrington-Hahn)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10482](#))

3. Durham Board of Adjustment – Reappointment

To reappoint Regina DeLacy as a Regular Member on the Durham Board of Adjustment with the term to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the term expiring of Regina DeLacy)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10483](#))

4. Citizens Advisory Committee – Appointments

To appoint Karen Newell and to re-appoint Anitra Bailey to the Citizens Advisory Committee with the terms to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the terms expiring of Anitra Bailey, Alice Cheek and Delvin Davis)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10484](#))

5. Durham City-County Environmental Affairs Board – Appointment

To appoint Neil Matouka to represent Law on the Durham City-County Environmental Affairs Board with the term to expire on June 1, 2016. [Approved by Vote: 7/0]

(Due to the resignation of Frank Hund)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10485](#))

6. Durham Cultural Advisory Board – Reappointments

To reappoint Daniel Ellison, Chris Ogden and Mary (Lou) Rollins and to appoint Angela Lee, Pamela Renee Purifoy and Katie Spencer to the Durham Cultural Advisory Board with the terms to expire on June 30, 2017. [Approved by Vote: 7/0]

(Due to the terms expiring of Zoila Airall, Daniel Ellison, Medina Johnson, Renee Levery, Chris Ogden and Mary Lou Rollins)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10486](#))

7. Durham Homeless Services Advisory Committee – Reappointments

To reappoint Edward H. Abdullah (representing Former Homeless Person) and Dr. Warren L. Herndon (representing Faith Community) to the Durham Homeless Services Advisory Committee with the terms expiring on June 30, 2018. [Approved by Vote: 7/0]

(Due to the terms expiring of Dr. Warren L. Herndon and Edward Abdullah)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10487](#))

8. Human Relations Commission – Reappointments

To reappoint Phillip Seib (Non-Minority Male); Crystal LaVerne Brooks (Minority Female); Geraldine Thompson Robinson (Minority Female); Jeffrey Clark (Minority Male); Reverend Norris Wicker (Minority Male) and Girija Mahajan (Other Racial Group Female) to the Human Relations Commission with the terms to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the terms expiring of Crystal Brooks, Jeffrey Clark, Girija Mahajan, Geraldine Thompson Robinson, Phillip Seib and Reverend Norris Wicker)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10488](#))

9. Citizens Advisory Committee – Reappointment

To reappoint Alex Kotch to the Citizens Advisory Committee with the term to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the term expiring of Alex Kotch)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10495](#))

10. Housing Appeals Board – Reappointment

To reappoint Vanessa O’Neal to the Housing Appeals Board representing Alternate/At-Large with the term to expire on June 30, 2018. [Approved by Vote: 7/0]

(Due to the term expiring of Vanessa O’Neal)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10530](#))

11. Housing Appeals Board – Reappointment

To reappoint John R. Martin to the Housing Appeals Board representing Regular Member Neighborhood Association with the term expiring on June 30, 2018. [Approved by Vote: 7/0]

(Due to the term expiring of John Martin)

(Resource Person: LaVerne V. Brooks – 919-560-4166 ext. 12264) ([PR# 10489](#))

12. Street and Infrastructure Acceptances

To accept the streets and infrastructure in the attached memo for maintenance by the City of Durham. [Approved by Vote: 7/0]

(Resource Persons: Robert N. Joyner, Jr. and Nathan L. McHenry – 919-560-4326) ([PR# 10467](#))

13. FY2016-2018 City of Durham Strategic Plan

To adopt the FY2016-2018 City of Durham Strategic Plan. [Approved by Vote: 7/0]

(Resource Person: Josh Edwards – 919-560-4111 ext. 20102) ([PR# 10453](#))

14. FY2014-15 Amendments to the Budget Ordinance and Grant Project Ordinances

Note: By a vote of 7/0, the following ordinances were adopted.

To adopt a budget Ordinance Amending the City of Durham Budget Ordinance as amended, Fiscal Year 2014-15, the same being Ordinance # 14650;

To adopt the FY 2013-2014 (FY 2014) 5303 Metropolitan Transit Planning Grant Project Ordinance superseding GPO # 14585;

To adopt the FTA Section 5317 New Freedom Funds Grant Project Ordinance (GPO) Superseding GPO # 14266;

To adopt the FY 2013-14 Federal Transit Administration Section 5339 Bus and Bus Facilities Grant Project Ordinance (GPO) Superseding GPO # 14636;

To adopt the FY 2012-13 Section 9 Transit Planning and Capital Grant Project Ordinance (GPO) Superseding GPO # 14715;

To adopt the FY 2014-15 Section 9 Transit Planning and Capital Grant Project Ordinance (GPO) Superseding GPO # 14717;

To adopt the FY 2014-15 Federal Transit Administration Section 5307 STPDA Grant Project Ordinance (GPO) Superseding GPO # 14637;

To adopt the FY 2014-15 State Apprentice Program Grant Project Ordinance (GPO) Superseding GPO # 14633;

To adopt the FY 2013-14 NCDOT Section 104(f) and Section 133(b) (3) (7) Transportation Planning Grant Project Ordinance (GPO) Superseding GPO # 14587;

To adopt the FY 2014-15 NCDOT Section 104(f) and Section 133(b) (3) (7) Transportation Planning Grant Project Ordinance (GPO) Superseding GPO # 14638; and

To adopt the FY 2012-14 City of Durham Employment and Training Grant Project Ordinance (GPO) Superseding GPO # 14536.

(Resource Person: Bertha Johnson – 919-560-4111 ext. 20285) ([PR# 10491](#))

15. Fiscal Year 2015-16 Budget and 2016-21 Capital Improvement Plan (CIP)

To adopt the following Fiscal Year 2015-16 Budget; 2016-21 Capital Improvement Plan (CIP) Ordinances and Other Related Ordinances as outlined below. [Approved by Vote: 7/0]

Fiscal Year 2015-16 City of Durham Budget Matters:

A) Fees

- 1) To adopt an Ordinance to Authorize Fees for tampering with water meters and locks and to create presumption for enforcement; Sec. 1 70-1 adding subsection (b);
- 2) To adopt an Ordinance to Amend Chapter 15 of the Water Management Department Fee Schedule, Adding Water Meter and Lock Tampering Fees, Sec. 1 Part 15-121.
- 3) To adopt an Ordinance to Amend Chapter 7 of the Finance Department Fee Schedule, Adding Charges for Returned and Denied Payments, Sec. 1 Part 7-110.
- 4) To adopt an Ordinance to Amend Chapter 14 of the Solid Waste Department Yard Waste Collection Fee Schedule for Cart Charges, Sec. 1 Part 14-106.

B) Capital Project Ordinances

- 1) To adopt the City of Durham General Capital Improvements Project Ordinance Fiscal Year 2015-16.
- 2) To adopt the City of Durham Water and Wastewater Capital Improvements Project Ordinance Fiscal Year 2015-16.
- 3) To adopt the City of Durham Stormwater Capital Improvements Project Ordinance Fiscal Year 2015-16.
- 4) To adopt the City of Durham Solid Waste Capital Improvements Project Ordinance Fiscal Year 2015-16.
- 5) To adopt the City of Durham Parking Capital Improvements Project Ordinance Fiscal Year 2015-16.
- 6) To adopt the City of Durham Transit Capital Improvements Project Ordinance Fiscal Year 2015-16.

7) To adopt the City of Durham Performing Arts Center Capital Improvements Project Ordinance Fiscal Year 2015-16.

C) Grant Project Ordinances

1) To adopt the City of Durham and National Park Service (NPS), North Carolina Department of Cultural Resources Fiscal Year 2016 Historic Preservation Grant Project Ordinance.

2) To adopt the City of Durham Employment and Training (WIOA) Fiscal Year 2015 – 2017 Grant Project Ordinance.

3) To adopt the City of Durham and U.S. Department of Housing and Urban Development (HUD) Cooperative Agreement Fair Housing Grant Project Ordinance Fiscal Year 2014 – 19.

4) To adopt the City of Durham and North Carolina Department of Transportation Apprentice Program Grant Project Ordinance Fiscal Year 2015-16.

5) To adopt the City of Durham Transit Capital Grant Project Ordinance for Durham Transit System Fiscal Year 2015-16.

6) To adopt the City of Durham Transit Section 9 Planning and Capital Grant Project Ordinance Fiscal Year 2015-16.

7) To adopt the City of Durham 5303 Metropolitan Transit Planning Grant Project Ordinance Fiscal Year 2015-16.

8) To adopt the City of Durham 5339 Bus and Bus Facilities Grant Project Ordinance Fiscal Year 2015-18.

9) To adopt the City of Durham and North Carolina Department of Transportation Section 104(f) and Section 133(b)(3)(7) Transportation Planning Grant Project Ordinance Fiscal Year 2015-16.

10) To adopt the City of Durham and North Carolina Department of Transportation State Technology Grant Project Ordinance Fiscal Year 2015-16.

11) To adopt the City of Durham and U.S. Department of Justice Federal Asset Forfeiture Funds Grant Project Ordinance Fiscal Year 2015-16.

12) To adopt the City of Durham and State of North Carolina Controlled Substance Abuse Funds Grant Project Ordinance Fiscal Year 2015-16.

13) To adopt the City of Durham and Federal Task Team Initiatives Fiscal Year 2015 Grant Project Ordinance.

14) To adopt the City of Durham and U.S. Department of Justice Fiscal Year 2015 Bulletproof

Vest Partnership Grant Project Ordinance.

15) To adopt the City of Durham and the United States Marshals Service, 2016 Fugitive Apprehension Task Force Agreement Grant Project Ordinance.

16) To adopt the City of Durham and U.S. Department of Justice Office of Justice Programs, Bureau of Justice Assistance Fiscal Year 2015 Local Solicitation Edward Byrne Memorial Justice Assistance Grant (JAG) Project Ordinance.

17) To adopt the City of Durham and The Town of Chapel Hill Halloween Grant Project Ordinance Fiscal Year 2015.

18) To adopt the City of Durham and North Carolina Governor's Highway Safety Program Bike Safe Grant Project Ordinance.

19) To adopt the City of Durham and U.S. Department of Treasury Financial Crimes Task Force Grant Project Ordinance Fiscal Year 2016.

20) To adopt the City of Durham and North Carolina Governor's Highway Safety Program Equipment Grant Project Ordinance Fiscal Year 2016.

21) To adopt the City of Durham and Office of Justice Programs, National Institute of Justice, 2015 Paul Coverdell Forensic Science Improvement Grant Project Ordinance.

22) To adopt the City of Durham and U.S. Department of Justice Office of Justice Programs, Bureau of Justice Assistance, 2015 Justice and Mental Health Collaboration Program (JMHCP) Expansion Grant Project Ordinance.

23) To adopt the City of Durham and Fox Family Foundation, Inc. Grant Project Ordinance Fiscal Year 2015.

D) To adopt the resolution establishing Financial Plans for Internal Service Funds for Fiscal Year 2015-16.

E) To adopt the City of Durham Budget Ordinance for Fiscal Year 2015-16.

Note: By a vote of 7/0, the City Council directed the administration to administratively find a way to include greenways and trails in a study to help guide the upcoming CIP discussions.

(Resource Person: Bertha Johnson – 919-560-4111 ext. 20285) ([PR# 10520](#))

16. Proposed FY16 Planning Department Work Program

To approve the FY16 Planning Department Work Program. [Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10476](#))

17. Parking Fees Changes

To adopt an Ordinance to Allow Temporary Use of Street Rights of Way by Contractors and to Allow Parking for Extended Periods in Limited Time Zone Parking Spaces;

To amend City Code Section 66-345 to Provide for Official Map Books to Depict where those Parking Ordinances Apply; and

To adopt an Ordinance to add Part 17-109 to the Fee Schedule to Set Fees for Temporary Use of Street Rights-of-Way by Contractors and Parking for Extended Periods in Limited Time Zone Parking Spaces. [Approved by Vote: 7/0]

(Resource Person: Thomas Leathers – 919-560-4366 ext. 36207) ([PR# 10411](#))

18. Parking Management Services Contract

To authorize the City Manager to execute a three year contract with Republic Parking Systems for parking management services for the period of August 1, 2015 – July 31, 2018 for a total not to exceed \$5,501,203.18. [Approved by Vote: 7/0]

(Resource Person: Harmon Crutchfield – 919-560-4366 ext. 36439) ([PR# 10425](#))

19. Controlled Parking Residential Area (CPRA) Ordinance Revisions and Designations

To adopt an Ordinance to Revise Requirements for Controlled Parking Residential Areas;

To adopt an Ordinance Ratifying Existing Controlled Parking Residential Areas A, B, C, D and E; and

To adopt an Ordinance to Establish Controlled Parking Residential Area F. [Approved by Vote: 7/0]

(Resource Person: H. Wesley Parham – 919-560-4366 ext. 36425) ([PR# 10508](#))

20. Grant Agreement between the City of Durham and the U.S. Department of Transportation – Tiger Grant for the Duke Belt Line Trail Master Plan

To adopt a Resolution accepting a grant to be appropriated in the CIP; and

To authorize the City Manager to execute a grant agreement in the amount of \$297,700.00 with U.S. Department of Transportation for the purpose of preparing the Duke Belt Line Master Plan. [Approved by Vote: 7/0]

(Resource Person: Dale McKeel – 919-560-4366 ext. 36421) ([PR# 10519](#))

21. Southeast Pressure Zone (SEPZ) Watermain Contract – Construction Contract Award to Park Construction of North Carolina, Inc.

To authorize the City Manager to execute a contract with Park Construction of North Carolina , Inc. for the Southeast Pressure Zone Watermain Contract for \$2,449,013.60;

To establish a contingency fund for the contract in the amount of \$245,000.00; and

To authorize the City Manager to negotiate change orders for the contract provided that the cost of all change orders does not exceed \$245,000.00 and the total project cost does not exceed \$2,694,013.60. [Approved by Vote: 7/0]

(Resource Person: Jerry Morrone – 919-560-4381 ext. 35283) ([PR# 10465](#))

22. Lockhaven Lift Station Replacement

To authorize the City Manager to execute a contract with Water & Waste Systems Construction, Inc. for the Lockhaven Lift Station Rehabilitation project in the amount of \$304,000.00;

To establish a contingency fund for the contract in the amount of \$30,000.00; and

To authorize the City Manager to negotiate change orders for the contract provided that the cost of all change orders does not exceed \$30,000.00 and the total project cost does not exceed \$334,000.00. [Approved by Vote: 7/0]

(Resource Person: Jerry Morrone – 919-560-4381 ext. 35283) ([PR# 10471](#))

23. Amendment No. 2 Agreement to Provide FY14 Engineering Services for North and South Durham Water Reclamation Facility Improvements between the City of Durham and Hazen and Sawyer, P.C.

To authorize the City Manager to execute a second amendment to Agreement to Provide FY14 Engineering Services for North and South Durham Water Reclamation Facility Improvements between the City of Durham Hazen and Sawyer, P.C. in the total amount not to exceed \$4,330,000.00 for a revised, total contract amount not to exceed \$5,577,599.00;

To authorize increasing the contingency fund for the contract by \$433,000.00 for a total contract contingency of \$447,691.00; and

To authorize the City Manager to negotiate and execute amendments to the contract provided that the cost of all amendments together with the original contract cost does not exceed the total project cost of \$6,025,290.00. [Approved by Vote: 7/0]

(Resource Person: Jerry Morrone – 919-560-4381 ext. 35243) ([PR# 10479](#))

24. Contract for Online Payment Solutions

To authorize the City Manager to enter into an agreement with Paymentus, Inc. to provide expanded payment options and terminate any existing contracts. [Approved by Vote: 7/0]

(Resource Person: Don Greeley – 919-560-4381 ext. 35258) ([PR# 10527](#))

25. Proposed Condemnation of Property Located at 3039 University Drive (Parcel ID 123182) for the University Drive Sidewalk Project

To find it is necessary, in the public interest, and for the public use and benefit, to condemn the following interests in the property identified as parcel ID 123182: a fee simple in 1,846 square feet (0.042 acres) and 2,512 square feet (.058 acres) of temporary construction easement as shown on the map for the University Drive Sidewalk Project (SW-39), prepared by the City of Durham Department of Public Works, with a deposit into court of \$14,600.00 as the City's estimate of just compensation; and

To authorize the City Attorney to initiate condemnation proceedings for that purpose.[Approved by Vote: 7/0]

(Resource Person: David Fleischer – 919-560-4197 ext. 21288) ([PR# 10459](#))

26. Proposed Condemnation of Property Located at 3033 University Drive (Parcel ID 123184) for the University Drive Sidewalk Project

To find it is necessary, in the public interest, and for the public use and benefit, to condemn the following interests in the property identified as parcel ID 123184: a fee simple in 400 square feet (0.009 acres) and 1,342 square feet (.031 acres) of temporary construction easement as shown on the map for the University Drive Sidewalk Project (SW-39), prepared by the City of Durham Department of Public Works, with a deposit into court of \$3,700.00 as the City's estimate of just compensation; and

To authorize the City Attorney to initiate condemnation proceedings for that purpose.[Approved by Vote: 7/0]

(Resource Person: David Fleischer – 919-560-4197 ext. 21288) ([PR# 10461](#))

27. Amendment 2 Contract with Terracon Consultants, Inc. for Additional Investigation and Testing Services for the Police Headquarters Complex Project

To authorize the City Manager to execute a contract amendment to the engineering services contract with Terracon Consultants, Inc. in an amount not to exceed \$123,442.00, so that the total contract amount will not exceed \$206,133.00;

To authorize a project contract contingency for the engineering services contract in the amount of \$11,784.00; and

To authorize the City Manager to execute contract amendments to the engineering services

contract provided the total contract does not exceed \$217,917.00, the amount budgeted for engineering services including the contingency. [Approved by Vote: 7/0]

(Resource Person: Trish Creta – 919-560-4197 ext. 21258) ([PR# 10472](#))

28. Third Amendment to the Contract for Special Inspections and Constructions Materials Testing Services for the Fire Station 9 Project with A1 Consulting Group, Inc.

To authorize the City Manager to execute a contract amendment to the Contract for Special Inspections and Constructions Materials Testing Services for the Fire Station 9 Project with A1 Consulting Group, Inc. in the amount of \$50,800.00 so that the total contract amount will not exceed \$140,550.00;

To maintain a contract contingency of \$8,975.00; and

To authorize the City Manager to negotiate and execute contract amendments to the Contract for Special Inspections and Constructions Materials Testing Services for the Fire Station 9 Project, provided the total contract cost does not exceed \$149,525.00. [Approved by Vote: 7/0]

(Resource Person: Trish Creta – 919-560-4197 ext. 21258) ([PR# 10474](#))

29. This item can be found on the General Business Agenda.

30. Elevator Maintenance Services Contract

To authorize the City Manager to execute a contract with Southern Elevator Company, Inc. to inspect, maintain and repair and/or service each elevator for three years in an amount not to exceed \$112,533.84;

To establish a contingency in the amount of \$11,253.38; and

To authorize the City Manager to execute contract extensions for an additional three years of service after the initial three year term of the contract, at \$38,625.60 per year, provided all contract requirements have been met prior to allowing an extension. [Approved by Vote: 7/0]

(Resource Person: Lisa R. Smith – 919-560-4197 ext. 21273) ([PR# 10515](#))

31. Pest Control Service Contract

To authorize the City Manager to execute a contract with Clegg's Termite and Pest Control, Inc. to render pest control services for facilities for three years in an amount not to exceed \$60,211.86

To establish a contingency in the amount of \$6,021.18; and

To authorize the City Manager to execute contract extensions for an additional three years of service after the initial three year term of the contract, at \$20,597.64 per year, provided all

contract requirements have been met prior to allowing an extension. [Approved by Vote: 7/0]

(Resource Person: Lisa R. Smith – 919-560-4197 ext. 21273) ([PR# 10517](#))

32. Additional Funding and Construction Contracting Authority for City Hall Annex and Building Envelope Project

To authorize the City Manager to negotiate and execute change orders on the City Hall Annex and Building Envelope CMAR contract, provided the total project cost does not exceed \$6,345,704.00, the amount budgeted for preconstruction and construction services including the project contingency. [Approved by Vote: 7/0]

(Resource Person: Doreen Sanfelici – 919-560-4197 ext. 21249) ([PR# 10525](#))

33. On Call Professional Services Consultants

To approve the On Call Professional Services Consultants. [Approved by Vote: 7/0]

(Resource Person: Regina Youngblood – 919-560-4214 ext. 23270) ([PR# 10469](#))

34. Contract with Made In Durham to Support Business Engagement for Youth and to Assist with the Development of an Education to Work Pipeline System for Youth

To authorize the City Manager to execute a contract with Made In Durham (MID) to support Business Engagement for Youth and to assist with the development of an Education to Work Pipeline System for Youth in an amount not to exceed \$200,000.00. [Approved by Vote: 7/0]

(Resource Person: Esther Coleman – 919-560-4965 ext. 15209) ([PR# 10500](#))

35. Contract Amendment with Community Partnerships, Inc. to Provide Workforce Innovation Opportunity Act (WIOA) Youth Framework Services From July 1, 2015 to June 30, 2016

To authorize the City Manager to execute a contract amendment with Community Partnerships, Inc. to provide uninterrupted youth framework services from July 1, 2015 through June 30, 2016 for a contract amount of \$325,000.00. [Approved by Vote: 7/0]

(Resource Person: James Dickens – 919-560-4965 ext. 15217) ([PR# 10522](#))

36. Contract Amendment with Achievement Academy of Durham to Provide Workforce Innovation and Opportunity Act (WIOA) Youth Program Elements Services from July 1, 2015 – June 30, 2016

To authorize the City Manager to execute a contract amendment with Achievement Academy of Durham to provide uninterrupted youth program elements services from July 1, 2015 through June 30, 2016 for a contract amount of \$91,000.00. [Approved by Vote: 7/0]

(Resource Person: James Dickens – 919-560-4965 ext. 15217) ([PR# 10523](#))

37. FY2016 Contract for City Services and Programs for the Downtown Durham Municipal Service District with Downtown Durham, Inc.

To authorize the City Manager to execute a contract with Downtown Durham, Inc. to provide services within the Downtown Durham Municipal Service District ("MSD") in an amount not to exceed \$653,503.00 for FY 2016, subject to City Council budget authorization. [Approved by Vote: 7/0]

(Resource Person: Kevin Dick – 919-560-4965 ext. 15219) ([PR# 10496](#))

38. FY 2016 Agreement to Fund Economic Development Programs and Services Operated by Downtown Durham, Inc.

To authorize the City Manager to execute the FY2016 funding agreement with Downtown Durham, Inc. to operate economic development programs and services for the City in an amount not to exceed \$160,048.00. [Approved by Vote: 7/0]

(Resource Person: Kevin Dick – 919-560-4965 ext. 15219) ([PR# 10499](#))

39. Fourth Amendment to Workforce Innovation and Opportunity Act Contract Between the City of Durham and Educational Data Systems Incorporated (EDSI)

To authorize the City Manager to execute a fourth contract amendment to the original contract between the City of Durham and Educational Data Systems, Incorporated (EDSI) for services to be provided from July 1, 2015, through June 30, 2016, increasing the amount of the original contract by up to \$621,000.00 for a total contract amount not to exceed up to \$1,939,251.00. [Approved by Vote: 7/0]

(Resource Person: Allen J. Wimmer – 919-560-4965 ext. 15218) ([PR# 10512](#))

40 – 41. These items can be found on the General Business Agenda.

42. Contract for Pre-Employment Polygraph Examinations

To authorize the City Manager to execute a three-year contract in the amount of \$56,250.00 with North Carolina Polygraph Services, Inc. for police pre-employment polygraph examinations. [Approved by Vote: 7/0]

(Resource Person: LaTosha Miles – 919-560-4402 ext. 29154) ([PR# 10509](#))

43. Project Management Services for the Installation of Fiber Optic Cable City-Wide (ST-277)

To authorize the City Manager to execute a contract with Kimley-Horn and Associates, Inc. for the installation of fiber optic cable city-wide in the amount of \$995,000.00; and

To authorize the City Manager to negotiate and extend the contract, so long as the total contract cost does not exceed \$2,400,000.00. [Approved by Vote: 7/0]

(Resource Person: Tasha Johnson – 919-560-4326 ext. 30262) ([PR# 10395](#))

44. License Agreement with Google Fiber North Carolina, LLC

To authorize the City Manager to enter into a license agreement with Google Fiber North Carolina, LLC for installation of facilities within public rights-of-way located within City limits. [Approved by Vote: 7/0]

(Resource Person: Tasha Johnson – 919-560-4326 ext. 30262) ([PR# 10521](#))

45. Transfer Station Scale Replacement Piggyback Purchase

To approve the piggyback bid purchase of two (2) replacement truck weigh scales in the amount of \$103,162.80 from Charlotte Scale Company, Inc., of Charlotte, North Carolina. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10470](#))

46. Amendment of Contract for Roll-Cart Services

To authorize the City Manager to execute a three-year contract amendment with Otto Environmental Systems (NC), LLC for the purchase of roll-cart delivery, maintenance and repair services for an amount not to exceed \$630,000.00 for the three year extension. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10480](#))

47. Extension of Contract for Roll- Cart Purchase

To authorize the City Manager to execute a one-year contract extension from July 1, 2015 through June 30, 2016 with Otto Environmental Systems (NC), LLC for the purchase of roll-carts for an amount not to exceed \$300,000.00 for the one year extension. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10502](#))

48. Extension of Interlocal Agreement with Durham County for Recycling Services

To authorize the City Manager to execute an interlocal agreement with Durham County for recycling services in the amount of \$552,430.00 in revenue to the City for the five-year

extension. [Approved by Vote: 7/0]

(Resource Person: Beverly Evans – 919-560-4186 ext. 32250) ([PR# 10531](#))

53. Completion of Street and Stormwater Infrastructure in Stone Hill Estates and Ravenstone Subdivisions

To direct Public Works to schedule and notice a public hearing for City Council to order the completion of the street and stormwater infrastructure in Stone Hill Estates and Ravenstone subdivisions. [Approved by Vote: 7/0]

(Resource Person: Robert N. Joyner – 919-560-4326 ext. 30229) ([PR# 10444](#))

The City Council disposed of the following agenda items at the June 4, 2015 Work Session:

49. FY 2015-16 Budget Follow-Up

(A report was received at the 06-04-15 Work Session)

50. Addressing Minority/Women Business Availability and Underutilization

(A presentation was received at the 06-08-15 Work Session Continued from 06-04-15)

51. Presentation on the Police Headquarters Complex Preliminary Site Layout Concepts

(A presentation was received at the 06-04-15 Work Session)

52. Poverty Reduction Initiative – Education Task Force Update

(A presentation was received at the 06-04-15 Work Session)

57. Rachel Stine

(Comments were received at the 06-04-15 Work Session)

58. Jade Brooks

(Comments were received at the 06-04-15 Work Session)

59. Serena Sebring

(Comments were received at the 06-04-15 Work Session)

60. Renee Leverty

(Comments were received at the 06-04-15 Work Session)

61. Charlene Reiss

(Comments were received at the 06-04-15 Work Session)

62. Chris Ogden

(Comments were received at the 06-04-15 Work Session)

[General Business Agenda]

29. Proposed Sale of Various Property Interests to BH-AG Durham Foster, LLC

To authorize the City Manager to execute a development agreement with BH-AG Durham Foster, LLC for a 100-unit residential condominium building adjacent to Durham Central Park (parcel # 104848) with said development agreement containing provisions for BH-AG Durham Foster, LLC to acquire the following property interests located on portions of the park for a total purchase price of \$41,788.76: a) a non-exclusive fire separation easement that is no more than fifteen (15) feet wide; b) non-exclusive footings and roof extensions easements that are no more than six (6) feet wide; c) a temporary non-exclusive thirty (30) foot-wide construction and staging easement; d) a twenty (20) foot-wide cross-access easement; e) an easement to relocate a portion of an existing storm culvert; f) an easement to relocate an existing sanitary sewer line; and g) a non-exclusive easement to construct concrete stairs;

To authorize the City Attorney to draft and approve the language for an Easement Agreement consistent with the Development Agreement;

To authorize the sale of the specified property interests to BH-AG Durham Foster, LLC pursuant to N.C.G.S. Â§160A-273 and City Charter Section 86; and

To authorize the City Manager to sell and the City Manager or the Mayor to convey the property interests by non-warranty deed, pursuant to the terms of the Development Agreement. [Approved by Vote: 6/1] Noes: Council Member Moffitt.

(Resource Person: Elizabeth Hyland – 919-560-4197 ext. 21295) ([PR# 10501](#))

40. Contract for the Provision of Police Psychological Services

To authorize the City Manager to execute a three-year contract in the amount of \$79,760.00 with Law Enforcement Services Group, PLLC, d/b/a the FMRT Group for psychological services. [Approved by Vote: 7/0]

(Resource Person: LaTosha Miles – 919-560-4402 ext. 29154) ([PR# 10505](#))

41. Contract for the Provision of Pre-Employment Psychological Testing

To authorize the City Manager to execute a three-year contract in the amount of \$85,000.00 with Law Enforcement Services Group, PLLC, d/b/a The FMRT Group for police pre-employment psychological examinations. [Approved by Vote: 7/0]

(Resource Person: LaTosha Miles – 919-560-4402 ext. 29154) ([PR# 10506](#))

63. Durham-Chapel Hill Boulevard (Business 15-501) Road Reconfiguration Project

To request the N. C. Department of Transportation reconfigure the pavement markings on Durham-Chapel Hill Boulevard between Chapel Hill Road and University Drive from a five-lane vehicle cross section to a three-lane vehicle cross section consisting of one center turn lane, one travel lane in each direction, one bicycle lane in each direction and bus pull-outs and on-street parking accommodations. [Approved by Vote: 7/0]

(Resource Person: H. Wesley Parham – 919-560-4366 ext. 36425) ([PR# 10456](#))

64. 2015-2016 Employee Health Care Carrier Recommendation

To approve the vendor Blue Cross Blue Shield for the health care carrier for the 2015-2016 benefit program for the plan year September 1, 2015 through August 31, 2016; and

To authorize the City Manager to execute the contract with Blue Cross Blue Shield. [Approved by Vote: 4/3] Ayes: Mayor Bell, Mayor Pro Tempore Cole-McFadden and Council Members Brown and Davis. Noes: Council Members Catotti, Moffitt, Schewel.

(Resource Person: Michele Cash – 919-560-4214 ext. 23274) ([PR# 10542](#))

[General Business Agenda – Public Hearings]

54. Unified Development Ordinance Text Amendment – Independent Living Facility (TC1400005)

To conduct a public hearing to receive comments on the Unified Development Ordinance Text Amendment, Independent Living Facility (TC1400005); and

To adopt an Ordinance Amending the Unified Development Ordinance, incorporating revisions to Article 5, Use Regulations; Article 10, Parking and Loading; and Article 16, Definitions. [Approved by Vote: 7/0]

To adopt the appropriate consistency statement as required per NCGS Â§ 160A-383. [Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10475](#))

55. Street Closing – Roney Street (SC1400017)

To conduct a public hearing to receive comments on the Street Closing – Roney Street (SC1400017); and

To adopt an Order for the permanent closing of 235.53 linear feet of Roney Street. [Approved by Vote: 7/0]

(Resource Person: Steven L. Medlin, AICP – 919-560-4137 ext. 28223) ([PR# 10497](#))

56. Amendment to the Economic Redevelopment and Historic Property Preservation Incentive Development Agreement with the Concord Hospitality Enterprise Company

To conduct a public hearing to receive comments on the proposed amendment to an economic development incentive agreement per G.S. 158.7-1; and

To authorize the City manager to execute an amendment to the original agreement between Concord Hospitality Enterprises Company and the City of Durham extending the time required to secure a final certificate of Compliance to no later than August 27, 2015. [Approved by Vote: 7/0]

(Resource Person: Kevin Dick – 919-560-4965 ext. 15219) ([PR# 10511](#))

[Adjournment – 9:26 p.m.]

Notice Under the Americans with Disabilities Act (ADA).

The City of Durham will not discriminate against qualified individuals with disabilities on the basis of disability in the City's services, programs, or activities. The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City's programs, services, and activities. The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all City programs, services, and activities. Anyone who requires an auxiliary aid or service for effective communications, or a modification of policies or procedures to participate in the City program, service, or activity, should contact the office of Stacey Poston, Acting ADA Coordinator, Voice: (919)560-4197, ext. 21254, TTY:(919) 560-1200; ADA@durhamnc.gov, as soon as possible but no later than 48 hours before the scheduled event.